THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.18719 OF 1999

DATED:21-07-2006

BETWEEN

N.P.Shankar

… Petitioner

and

The Mandal Revenue Officer, Shamshabad Mandal,
Ranga Reddy District and others.

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.18719 OF 1999

ORDER:

The petitioner and respondents 2 and 3 are brothers. Respondents 2 and 3 filed an application before the Mandal Revenue Officer, Shamshabad (MRO) for grant of mutation in respect of the land admeasuring Acs.3.20 guntas in Survey No.103/47, Acs.7.14 guntas in survey No.378, and Acs.1.17 guntas in survey No.149 situated at Shamshabad village. Having come to know about the same, the petitioner filed the present writ petition seeking a writ of Mandamus declaring the action of the MRO in entertaining the said application for mutation while the suit being O.S.NO.62 of 1999 filed by the petitioner was pending on the file of the Court of the II Additional District Judge, Ranga Reddy District.

This Court admitted the writ petition and ordered notice. In the meanwhile, when the matter is pending, the MRO passed orders on 13.10.1999 granting mutation in favour of respondents 2 and 3. Aggrieved by the same, the petitioner preferred an appeal before the Revenue Divisional Officer (RDO), who, by order, dated 04.11.2000 found fault with the MRO in granting mutation while the matter is *sub judice* before this Court. Be that as it is, the MRO who appears to have issued pattadar pass books and title deeds in favour of respondents 2 and 3 has again issued a Memo bearing No.B/1839/2004, dated 10.06.2005 advising respondents 2 and 3 to surrender pattadar pass books and title deeds, in view of the partition decree in O.S.No.62 of 1999, in which one-fifth share of the petitioner was declared.

In the above background, the learned counsel does not seriously pursue the matter. Having regard to the subsequent event, while observing that it shall be open to the respondents 2 and 3 to assail the orders of the RDO and MRO, dated 10.06.2005, the writ petition is disposed of.

The writ petition is accordingly disposed of. No costs.

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(V.V.S.RAO,J)

21.07.2006
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